

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

SUSAN BITTER SMITH, Chairman
BOB STUMP
ROBERT BURNS
DOUG LITTLE
TOM FORESE

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AZ CORP COMMISSION
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Arizona Corporation Commission

DOCKETED

FEB 04 2015

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IN THE MATTER OF THE APPLICATION OF
VALLEY CONNECTIONS L.L.C. FOR
AUTHORIZATION TO ASSUME NEW DEBT

DOCKET NO. T-04169A-04-0816

**MOTION TO AMEND DECISION
NO. 68080 NUNC PRO TUNC**

As further set forth below, Valley Connections, L.L.C. ("Valley Connections") hereby moves for an Order amending Decision No. 68080 *nunc pro tunc* to remove an unnecessary annual filing requirement.

I. Background

ORIGINAL

Valley Connections is a Competitive Local Exchange Carrier ("CLEC") and a wholly owned subsidiary of Valley Telephone Cooperative, Inc. On August 17, 2005, the Commission issued Decision No 68080, which approved the assumption by Valley Connections of long-term debt issued by the Rural Utilities Services.

Decision No. 68080 contained the following ordering paragraph:

IT IS FURTHER ORDERED that the Company will maintain its books and records separately from affiliated entities and annually provide a balance sheet, income statement, statement of stockholder's equity and footnotes. (Emphasis added).

Valley Connections interprets this language to require that the financial reports be filed in the docket file and has been making the required annual filings.

As understood by Valley Connections, the reason for the filing requirement was to provide the Commission evidence that Valley Connections' regulated affiliates were not somehow subsidizing the RUS debt. The RUS debt was paid off in 2014, which thereby eliminates any need for the filing requirement. (See the attached Affidavit of Virgil Barnard).

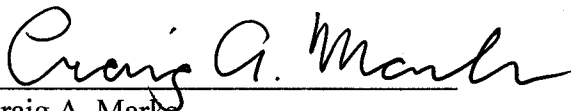
Continuing to require Valley Connections to make public financial filings puts it a competitive disadvantage compared to other CLECs, which are not required to make such filings. As a CLEC, Valley Connections should only be required to file the confidential annual report required by Commission Rule 1115(F).

II. Requested Nunc Pro Tunc Amendment

Valley Connections asks that the above ordering paragraph in Decision 68080 be amended *nunc pro tunc* to read as follows:

IT IS FURTHER ORDERED that the Company will maintain its books and records separately from affiliated entities and each year file the annual report required by Commission Rule 1115(F).

Respectfully submitted on February 4, 2015, by:


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Arizona Corporation Commission
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Phoenix, Arizona 85007

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AFFIDAVIT

1. My name is Virgil Barnard.
2. I am employed by Valley Telephone Cooperative, Inc., as Contracts and Compliance Manager and also provide regulatory support to Valley Connections L.L.C.
3. My business address is 752 E Maley, Willcox, AZ. 85643, and my business phone is 520-384-8932.
4. As part of my job responsibilities, I am familiar with the RUS debt assumed by Valley Connections L.L.C., as authorized by the Commission in Decision No. 68080 in the above-captioned docket.
5. The last draw on this loan was in May 2007.
6. The final payment on this loan was made on May 13, 2014.
7. Valley Connections currently is debt free.
8. This completes my affidavit.


Virgil Barnard

STATE OF Arizona)
) ss.
COUNTY of Cochise)

Subscribed and sworn before me on February 3, 2015.

Name: 

My Commission expires: _____

